

CONGRESSIONAL RECORD SUMMARY

Tuesday, November 12, 2002

SENATE

Measures Reported:

Reported on Monday, November 4, during the adjournment:

Report to accompany **S. 2644**, to amend chapter 35 of title 31, United States Code, to expand the types of Federal agencies that are required to prepare audited financial statements. (**S. Rept. No. 107-331**)

Report to accompany S. 3044, to authorize the Court Services and Offender Supervision Agency of the District of Columbia to provide for the interstate supervision of offenders on parole, probation, and supervised release. (**S. Rept. No. 107-332**)

Report to accompany **H.R. 4878**, to provide for estimates and reports of improper payments by Federal agencies. (**S. Rept. No. 107-333**)

Report to accompany **S. 2513**, to assess the extent of the backlog in DNA analysis of rape kit samples, and to improve investigation and prosecution of sexual assault cases with DNA evidence. (**S. Rept. No. 107-334**)

Page D 1131

Reported today:

S. 2332, to designate the Federal building and United States courthouse to be constructed at 10 East Commerce Street in Youngstown, Ohio, as the "Nathaniel R. Jones Federal Building And United States Courthouse," with an amendment in the nature of a substitute.

Pages S 10843-44, D 1132

Swearing In of Senator Barkley:

Senator Dean M. Barkley, of Minnesota, was sworn in to fill the unexpired term caused by the death of Senator Paul Wellstone.

Page S 10809, D 1132

Removal of Injunction of Secrecy:

The injunction of secrecy was removed from the following treaty:

Inter-American Convention Against Terrorism (Treaty Doc. No. 107-18). The treaty was transmitted to the Senate today, considered as having been read for the first time, and referred, with accompanying papers, to the Committee on Foreign Relations and ordered to be printed.

Pages S 10846-47, D 1132

Homeland Security Act--Agreement:

A unanimous-consent agreement was reached providing that at 2:45 p.m., on Wednesday, November 13, 2002, the motion to proceed to the motion to reconsider the vote (Vote No. 227) by which cloture was not invoked on *Gramm/Miller Amendment No. 4738 (to Amendment No. 4471)*, of a perfecting nature, to H.R. 5005, Homeland Security Act, be agreed to, the motion to reconsider be agreed to, and without further intervening action or debate, Senate proceed to vote on the motion to invoke cloture on the amendment.

Page S 10845, D 1132

Nominations Confirmed:

Senate confirmed the following nominations:

Robert Maynard Grubbs, of Michigan, to be United States Marshal for the Eastern District of Michigan for the term of four years.

Johnny Mack Brown, of South Carolina, to be United States Marshal for the District of South Carolina for the term of four years.

Carol Chien-Hua Lam, of California, to be United States Attorney for the Southern District of California for the term of four years.

Joseph R. Guccione, of New York, to be United States Marshal for the Southern District of New York for the term of four years.

Glenn T. Suddaby, of New York, to be United States Attorney for the Northern District of New York for the term of four years.

John Francis Clark, of Virginia, to be United States Marshal for the Eastern District of Virginia for the term of four years.

Pages S 10845-46, D 1133

Remarks:

Supporting Legislation to Provide More Bankruptcy Judges for Maryland. [S. 3074]

“...This legislation provides three additional judgeships for Maryland. These three additional judgeships would help reduce the overwhelming workload of the four sitting bankruptcy judges. However, a September 2002 recommendation from the U.S. Judicial Conference calls for the creation of four additional judgeships in our State. And while the District of Maryland will be pleased to get three additional judges, the recommendation of the Judicial Conference for four additional bankruptcy judgeships demonstrates just how critical the situation is. As of June 30, 2002, the national weighted filing average for bankruptcy judges was 1,641. The weighted filing per judge for Maryland's 4 bankruptcy judges was 3,030 almost twice the national average...”

Sarbanes

Page S 10836-37

HOUSE

*Incomplete Record of House proceedings.
Today's House proceedings will be continued in the next issue of the Record.*

Reports Filed:

Conference report on H.R. 4546, to authorize appropriations for fiscal year 2003 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces (**H. Rept. 107-772**).

Pages H 8092-H 8535, D 1134

“...SEC. 1063. USE FOR LAW ENFORCEMENT PURPOSES OF DNA SAMPLES MAINTAINED BY DEPARTMENT OF DEFENSE FOR IDENTIFICATION OF HUMAN REMAINS.

(a) In General.--Chapter 80 of title 10, United States Code, is amended by inserting after section 1565 the following new section: “Sec. 1565a. DNA samples maintained for identification of human remains: use for law enforcement purposes

“(a) Compliance with Court Order.--(1) Subject to paragraph (2), *if a valid order of a Federal court (or military judge) so requires, an element of the Department of Defense that maintains a repository of DNA samples for the purpose of identification of human remains shall make available, for the purpose specified in subsection (b), such DNA samples on such terms and conditions as such court (or military judge) directs....*” (pg H 8150)

Executive Communications:

EC-9902. A letter from the Director, Financial Crimes Enforcement Network, Department of the Treasury, transmitting the Department's final rule--***Financial Crimes Enforcement Network; Anti-Money Laundering Programs for Financial Institutions*** (RIN: 1506-AA28) received October 29, 2002, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

Page H 8541

Suspensions:

The House agreed to suspend the rules and pass the following measures:

Cyber Security Research and Development Act: Agreed to the Senate amendment to **H.R. 3394**, to authorize funding for computer and network security research and development and research fellowship programs--clearing the measure for the President;

Pages H 8067-79, D 1134

H.R. 4628 - Motion to Instruct Conferees--Intelligence Authorization:

Representative Roemer announced his intention to offer a motion to instruct conferees on H.R. 4628, to take such actions as may be appropriate to ensure that a conference report on the bill is filed before November 14, 2002.

Pages H 8086-87, D 1134

Next SENATE MEETING: Wednesday, 11:00 a.m., November 13, 2002.

Next HOUSE MEETING: Wednesday, 10:00 a.m., November 13, 2002.

OLA: S. Schwarz, A. Santos